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IN THE HIGH COURT OF JUDICATURE AT BILASPUR

WRIT PETITION NO. 1478 **/2006**

PETITIONER : **LEELARAM YADAV**
Aged About 34 Yrs. S/O late shri, Sitaram Yadav Resident of Nutan Chowk ,Sarkanda, Bilaspur (Chhattisgarh.)

PIC Ghosh 22/3/06
for THAKUR VIJAY SINGH
Asst. Solicitor General of India
CHHATTISGARH HIGH COURT
High Court Campus, Bilaspur (C.G.)

-VERSUS-

RESPONDENTS :

(1) **State of Chhattisgarh,** Through Secretary, Department of Integrated child development Service. D.K.S.Bhavan, Mantralya Raipur (C.G)

R.R. No. 1512/06
Presented by Shri B.L. Sahu
dated 22/3/06

(2) **Union Of India,** through Secretary, Department of Personal Public Grievances New Delhi.

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(3) **Commissioner, I.C.D.S.** Behind D.K.S. Bhawan Raipur. (C.G.)

(4) **District Child Development** Officer, Integrated child development Service Bilaspur. (C.G)

WRIT UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF A SUITABLE WRIT, ORDERS OR DIRECTION.

HIGH COURT OF CHHATTISGARH AT BILASPUR

(32)

Writ Petition No. 1478 of 2006

Petitioner Leelaram Yadav

Versus

Respondents State of Chhattisgarh & others

Single Bench : Hon'ble Mr. Justice **Satish K. Agnihotri**.

Shri Prakash Tiwari, Advocate for the petitioner.

Shri G. K. Beriwal, Deputy Advocate General.

ORAL ORDER

(28th March, 2006)

1. Learned counsel for the petitioner submits that father of the petitioner Shri Sitaram Yadav died in harness on 25.12.2001 while working as peon in the office of the department of Integrated Child Development Services. The petitioner made an application in proper proforma. Learned counsel for the petitioner submits that the case of the petitioner is covered by the decision 20.12.2005 of this Court passed in W.P.No. 3563/2004 (Shveta Dwivedi Vs. State of Chhattisgarh & others) and other connected matters, wherein this Court passed the following order:-

> "8. In view of the submissions made by learned counsel appearing for the parties, without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the State and the authorities concerned to consider and decide the cases of the petitioners/dependants of the employees who died on 1.11.1997 and thereafter in accordance with the policy which was in force at the time of death of the employee. Each and every individual case will be decided and if the person found eligible, appointment orders will be issued as early as possible on or before 30th April, 2006. The petitioners are also directed to render due co-operation to the

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authorities. It is made clear that if any grievance still remains, the petitioners may avail the remedy available under the law including filing of the petition before this Court."

2. Learned counsel for the petitioner also placed reliance on the Circular No. 942/264/2005/1-3, Raipur dated 8th December, 2005, issued by the General Administration Department, Government of Chhattisgarh, which is issued with regard to providing compassionate appointment on the post of Shiksha Karmi Grade-III.

3. In view of the foregoing, the petition stands disposed of finally in terms of the order dated 20th December, 2005 passed by this Court in W.P.No. 3563/2004 and other connected matters as well as the Circular dated 8th December, 2005 issued by the General Administration Department, Govt. of Chhattisgarh. No order as to costs.

Certified copy, as per Rules.

Sd/-
Satish K. Agnihotri
Judge

Thakur